

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

GEORGE EDWARD McCain,

Plaintiff,

- against -

RAHAL LETTERMAN RACING, LLC *et al.*,

Defendants.

07 Civ. 5729 (JSR)  
ECF CASE

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and among George Edward McCain and Gawker Media, through their undersigned counsel, that the above-captioned action is hereby dismissed with prejudice, without costs to any party, and with each party to bear its own attorney's fees.

Dated: New York, New York  
August \_\_, 2007

GEORGE EDWARD McCain

By: 

John Pelosi (JP-9066)

Pelosi Wolf Efron & Spates LLP  
233 Broadway, 22<sup>nd</sup> Floor  
New York, NY 10279  
(212) 334-3599

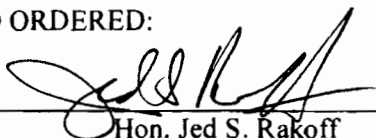
GAWKER MEDIA

By: 

James Rosenfeld (JR-2256)

Davis Wright Tremaine LLP  
1633 Broadway  
New York, New York 10019  
(212) 489-8230

SO ORDERED:

  
Hon. Jed S. Rakoff  
United States District Judge

8-18-07

NYC 187036v1 0080721-000004

